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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

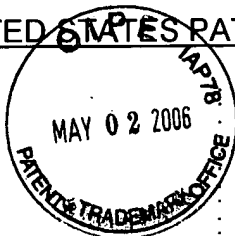
In Re Application of:
Alfred E. Mann

Applic.: 10/702,565

Filed: 11/05/2003

For: IMPLANTED OUTER EAR CANAL:
HEARING AID

Petition To Accept An Unintentionally
Delayed Claim For The Benefit Of
A Prior-Filed Application



Commissioner for Patents
Alexandria, VA 22313-1450

This Petition is submitted pursuant to 37 CFR 78 for the purpose of claiming priority based on U.S. Application 10/264,937 (now Patent 6,879,695 issued April 12, 2005). More particularly, applicants desire to amend this application to recite that it is a continuation-in-part of said Application 10/264,937 filed October 3, 2002.

An amendment responding to the Office Action dated 01/31/2006 is enclosed.

Applicants state that the entire delay between the date the claim for priority was due under Rule 78 and the date of this Petition was unintentional.

Please charge our Deposit Account 501232 to cover the fee of \$1,370 (1.17(t)).

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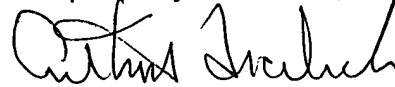
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05/04/2006 TBESHAH1 00000011 501232 10702565
01 FC:1454 1370.00 DA

1 Prompt favorable consideration of this Petition is courteously requested. If
2 for any reason, this Petition is considered deficient, the examining attorney is
3 requested to telephone applicants' undersigned attorney to expedite resolution.
4
5

6 Respectfully submitted,

7 

8 ARTHUR FREILICH

9 Reg. No. 19, 281

Attorney for Applicant(s)

10 FREILICH, HORNBAKER & ROSEN

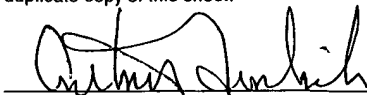
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24 **DEPOSIT ACCOUNT AUTHORIZATION:**

25 Throughout the prosecution of this application the Patent and Trademark
26 Office is authorized to charge any additional fees which may be required,
27 or credit any overpayment to Account No. 501232. Enclosed is a
28 duplicate copy of this sheet.

26 

27 ARTHUR FREILICH, Reg. No. 19,281

CERTIFICATION OF MAILING:

I hereby certify that this correspondence is being deposited with the United
States Postal Service with sufficient postage as first class mail in an envelope
addressed to: Mail Stop: PETITIONS, Commissioner for Patents, P.O. Box 1450
Alexandria, VA 22313-1450, 28 April 2006.



ARTHUR FREILICH